



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Kathleen Clarke
Executive Director

Lowell P. Braxton
Division Director

1594 West North Temple, Suite 1210
PO Box 145801
Salt Lake City, Utah 84114-5801
801-538-5340
801-359-3940 (Fax)
801-538-7223 (TDD)

January 23, 2001

First Security Bank
405 South Main
Salt Lake City, Utah 84111

Attention: Kristina

Re: Authorization to Release Certificate of Deposit #1, American Stone (Star Stone Quarries, Inc.), Rosebud Mine, M/003/026, Box Elder County, Utah

Dear Kristina:

The Division of Oil, Gas and Mining currently holds a Certificate of Deposit (CD) #1 in the amount of \$15,000. The CD lists the owners as the State of Utah - Department of Natural Resources - DOGM and USDOI-BLM. The CD was posted by Mr. Lon Thomas of American Stone as interim reclamation surety for the Rosebud Mine located in Box Elder County, Utah.

Mr. Thomas has since replaced the CD with another form of reclamation surety. Therefore, we hereby authorize First Security Bank to release the \$15,000 CD back to Mr. Lon Thomas of American Stone. We have enclosed the original CD for this purpose. We have received verbal concurrence from Mr. Robert Lopez (co-signer) of the BLM to release and return the CD to Mr. Thomas.

Thank you for your cooperation in this regard. If you have any questions regarding this letter, please contact D. Wayne Hedberg at 538-5286 or Joelle Burns at 538-5291.

Sincerely,

Lowell P. Braxton
Director

jb

Enclosure: Original CD

cc: Lon Thomas, American Stone, Inc.
Robert Lopez, BLM (U-77034)

M03-26-cd



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August 23, 1999

*Surety replaced
1-18-2001
this original returned
to First Sec Bank
1-23-2001*

First Security Bank
405 South Main
Salt Lake City, Utah 84110

Attention: Allison Knudson

Re: Certificate of Deposit for American Stone, Rosebud Quarry, M/003/026, Box Elder County, Utah

This is in regards to regulatory requirements of the mining statute and rules of the State of Utah, Division of Oil, Gas and Mining (DOGM) and the Department of the Interior, Bureau of Land Management (BLM), governing the operations and reclamation of the Rosebud Quarry, Permit Number M/003/026, operated by American Stone.

A Certificate of Deposit will be issued by First Security Bank for \$15,000 and be automatically renewable upon expiration. The Certificate should be made out in the name of the State of Utah, Division of Oil, Gas and Mining and the Department of the Interior, Bureau of Land Management. The interest earned by the Certificate of Deposit for the first three months will be added back on to the Certificate of Deposit. After that, the interest earned will be dispersed quarterly and deposited into American Stone's account. If the Certificate is redeemed before the maturity date and the penalty reduces the face value of \$15,000, the agencies will go to American Stone for reimbursement of that loss. If redeemed after the maturity date, then \$15,000 will go to the agencies and the remaining balance will go to American Stone's account. The Certificate of Deposit can only be redeemed by the DOGM and the BLM.

If the statute or rules of the DOGM or the BLM are violated with respect to the operation or reclamation of the Rosebud Quarry covered by this surety, the DOGM and the BLM have the authority to call the Certificate on demand, for the full amount of \$15,000. Any loss due to an early redemption penalty will be the responsibility of American Stone and will not be the expense or responsibility of the DOGM or the BLM.

The Division of Oil, Gas and Mining Director's signature Lowell P. Braxton (or the appropriate Division Director at that time) and the BLM Authorized Officer's signature (Bob Lopez (or the appropriate BLM Authorized Officer at that time) will be required to call the Certificate or release said funds back to American Stone. First Security Bank will not be held liable for any dispute between the parties. These rules pertain to the Certificate of Deposit Number: _____

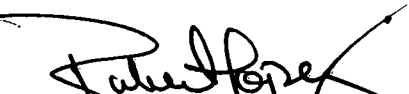
Agreed upon by:



Lowell P. Braxton, Director
Division of Oil, Gas and Mining
Tax ID Number: _____



Lon Thomas, President
American Stone
Tax ID Number: _____



Authorized Officer, Bureau of Land Management
Tax ID Number: 840437540

First Security Bank

Bank, N.A.

Office:

Fourth South Metro Branch

Date:

Account Number:

Owner(s):

STATE OF UTAH-DEPARTMENT OF NATURAL
RESOURCES-DOGM AND USDOI-BLM

You have deposited \$ 15,083.83 into a First Security Bank MONEY MASTER CERTIFICATE-Fixed Rate

for a term of 3 MONTHS with a maturity date of . The interest rate is 4.150 % with an

annual percentage yield of 4.211 %. The annual percentage yield was calculated, using the terms you requested, with the interest

compounded AT MATURITY , paid AT MATURITY , by depositing to the account

Thank you for opening a Time Deposit Account with First Security Bank.

Allison Knudson

Opened by:

"The Secretary of the Interior (BLM) and DOGM must approve**the redemption of the CD by any party."**

This is a receipt for funds you have placed on deposit with First Security Bank. It need not be presented when you wish to withdraw funds from your account. Your account is subject to the terms stated above and to the following conditions. The terms "we", "our" and "us" mean First Security Bank.

SPECIFIC ACCOUNT CONDITIONS☒ **Money Master Insured Certificate of Deposit Account - Fixed Rate**

- The interest rate and annual percentage yield on this account will remain fixed until maturity.
- The term of this account may range from two (2) months to five (5) years. The specific term you have chosen is disclosed above.
- This account will automatically renew at maturity for an additional like term. A new interest rate and annual percentage yield may be assigned when the deposit renews, which will remain fixed until the next maturity date. You will have ten (10) calendar days after maturity to withdraw funds without penalty. If you choose to close the account during this ten-day grace period, you will forfeit any interest that would have otherwise been accruing since maturity at the new interest rate/annual percentage yield.
- A deposit of at least \$500 is required to open this account.
- A daily balance of at least \$500 is required to obtain the disclosed annual percentage yield. No interest will be paid on any day your account balance is less than \$500.
- Additional deposits to this account are not permitted except at maturity.

☐ **Money Master Insured Certificate of Deposit Account - Variable Rate**

- The interest rate and annual percentage yield on this account may change at any time at our discretion.
- The term of this account may range from two (2) months to five (5) years. The specific term you have chosen is disclosed above.
- This account will automatically renew at maturity for an additional like term. A new, variable interest rate and annual percentage yield may be assigned when the deposit renews. You will have ten (10) calendar days after maturity to withdraw funds without penalty. If you choose to close the account during this ten-day grace period, you will forfeit any interest that would have otherwise been accruing since maturity at the new interest rate/annual percentage yield.
- A deposit of at least \$500 is required to open this account.
- A daily balance of at least \$500 is required to obtain the disclosed annual percentage yield. No interest will be paid on any day your account balance is less than \$500.
- Additional deposits of at least \$100 may be made to this account at any time. Deposits by an automatic transfer from a First Security Bank checking or savings account may be made in any amount.

☐ **Special Day Certificate of Deposit Account**

- The interest rate and annual percentage yield on this account will remain fixed until maturity.
- The term of this account may range from fourteen (14) days to five (5) years. The specific term you have chosen is disclosed above.
- This account will not automatically renew at maturity. If you do not renew the account, your deposit will be placed in a non-interest earning account. No interest will be paid after final maturity.
- A deposit of at least \$500 is required to open this account unless the maturity is between fourteen (14) and sixty-two (62) days, in which case a deposit of at least \$10,000 is required to open the account.
- A daily balance of at least \$500 is required to obtain the disclosed annual percentage yield unless the maturity is between fourteen (14) and sixty-two (62) days, in which case a daily balance of at least \$10,000 is required to obtain the disclosed annual percentage yield. No interest will be paid on any day your account balance is less than this minimum balance requirement.
- Additional deposits to this account are not permitted.

